

**LEGISLATIVE SERVICES AGENCY  
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**FISCAL IMPACT STATEMENT**

**LS 6127**

**BILL NUMBER: SB 71**

**NOTE PREPARED: Jan 31, 2006**

**BILL AMENDED:**

**SUBJECT:** Drainage Assessments Against State Property.

**FIRST AUTHOR:** Sen. Ford

**FIRST SPONSOR:** Rep. Dodge

**BILL STATUS:** As Passed Senate

**FUNDS AFFECTED: X GENERAL  
DEDICATED  
FEDERAL**

**IMPACT:** State & Local

**Summary of Legislation:** This bill provides that the state is not exempt from drainage assessments and is not entitled to a refund of a drainage assessment paid before January 1, 2006.

**Effective Date:** January 1, 2006 (retroactive).

**Explanation of State Expenditures:** *Summary:* The bill provides that the state is not exempt from drainage assessments. Consequently, the state would continue to pay the assessments. It is possible that the bill could result in additional payments that the state would need to make for drainage assessments for which the state is not currently being assessed. Total drainage assessments for the Indiana Department of Transportation (INDOT) and the Department of Natural Resources (DNR) equaled \$56,834 in 2005. The amount of payments for which the state might be liable is not known at this time.

*Background Information:* The DNR and INDOT are currently paying drainage assessments. (Information on drainage payments by other state entities will be provided if they become available.)

*DNR Drainage Payments.* The DNR Division of Fish and Wildlife paid \$12,766 in 2005 for drainage assessments. The assessment was paid to several counties' assessors. The largest assessment of \$3,263 was paid to Noble County. DNR paid Newton County an assessment of \$1,338 and Tipton County an assessment of \$1,035.

The DNR Division of Parks and Reservoirs paid \$12,916 in 2005 for drainage assessments. The assessment was paid primarily to Noble County.

The DNR Division of Forestry reported a drainage assessment payment of \$37 for 2005.

The Division of Nature Preserves reported a drainage assessment payment of \$432 for 2005.

The total drainage assessment paid by DNR in 2005 equaled \$26,153.

*INDOT Drainage Payments.* INDOT drainage payments are listed in the table below.

<b>INDOT Storm Water Runoff Assessment Fees</b>		
	<b>Monthly Rate</b>	<b>Annual Rate</b>
Crawfordsville District		
No charges	\$ -	\$ -
Fort Wayne District		
New Haven	\$ 257.81	\$ 3,093.72
Fort Wayne	\$ 430.40	\$ 5,164.80
Marion	\$ 45.00	\$ 540.00
Angola	\$ 18.00	\$ 216.00
Wabash	\$ 73.47	\$ 881.64
Greenfield District		
Greenfield Utilities	\$ 750.00	\$ 9,000.00
Anderson Utilities	\$ 217.00	\$ 2,604.00
Shelbyville Utilities	\$ 168.00	\$ 2,016.00
LaPorte District		
No Charges	\$ -	\$ -
Seymour District		
Clarksville Wastewater	\$ 354.00	\$ 4,248.00
North Vernon Water Dept.	\$ 10.00	\$ 120.00
Vincennes District		
Chandler Utilities	\$ 4.00	\$ 48.00
Chandler Utilities	\$ 4.00	\$ 48.00
Chandler Utilities	\$ 225.12	\$2,701.44
Totals	\$2,556.80	\$30,681.60

**Explanation of State Revenues:** The bill provides that the state is not entitled to a refund of a drainage assessment paid before January 1, 2006. Consequently, the state will not experience an increase in revenue

resulting from a refund of drainage payments.

**Explanation of Local Expenditures:**

**Explanation of Local Revenues:** Counties may experience an increase in revenues if local units determine that the state has not been assessed drainage payments in the past for which the state was liable. The impact is indeterminable.

**State Agencies Affected:** DNR, INDOT.

**Local Agencies Affected:** Counties.

**Information Sources:** Burgess Brown, Legislative Liaison, DNR; Larry Owens, Budget Analyst, INDOT.

**Fiscal Analyst:** Bernadette Bartlett, 317-232-9586.